

**IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

)
)
) **Case No. 3:23-md-3071**
) **MDL No. 3071**
)

) **This Document Relates to:**
) **3:23-cv-00742**
) **3:23-cv-00979**
)

**DEFENDANT APARTMENT INCOME REIT CORP.'S MOTION TO DISMISS
PLAINTIFFS' SECOND AMENDED CONSOLIDATED CLASS ACTION COMPLAINT**

Defendant Apartment Income REIT Corp. d/b/a Air Communities ("AIR") moves to dismiss the Plaintiffs' Second Amended Consolidated Class Action Complaint (ECF No. 530) as Plaintiffs' allegations are legally insufficient to state a plausible conspiracy claim against AIR. This Motion to Dismiss is supported by the accompanying Memorandum of Points and Authorities in Support of its Motion to Dismiss.

Dated: October 9, 2023

Respectfully submitted,

/s/ Kathryn A. Reilly

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d/b/a AIR Communities

CERTIFICATE OF SERVICE (CM/ECF)

I HEREBY CERTIFY that on October 9, 2023, I electronically filed the foregoing
**DEFENDANT APARTMENT INCOME REIT CORP.'S MOTION TO DISMISS
PLAINTIFFS' SECOND AMENDED CONSOLIDATED CLASS ACTION COMPLAINT**
with the Clerk of Court using the CM/ECF system which will send notification of such filing to
all counsel of record on the CM/ECF system.

s/ Claudia L. Jones for Kathryn A. Reilly